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PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**APPLICANT:** Hong-Kook Min et al.      **DOCKET NO.** 8836-214 (IB12285-US)  
**SERIAL NO:** 10/726,911      **GROUP:** Art Unit 2815  
**FILED:** December 3, 2003      **EXAMINER:** Landau, Matthew C.  
**FOR:** NON-VOLATILE MEMORY DEVICE HAVING DUAL  
GATE AND METHOD OF FORMING THE SAME

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

RESPONSE TO RESTRICTION REQUIREMENT

Sir:

In response to the Office Action dated March 8, 2005, applicant provisionally elects the claims of Group I (claim nos. 1-16), with traverse. While the methods of Group I and the methods of Group II may be distinct for the reasons set forth by the Examiner, applicant believes that simultaneous examination will not present an undue burden. For example, the claims of Group I are drawn to a non-volatile memory cell, and the claims of

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CERTIFICATE OF MAILING UNDER 37 C.F.R. §1.8(a)

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, postpaid in an envelope, addressed to the: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on April 6, 2005.

Dated: \_\_\_\_\_

4/6/05


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Frank Chau

Group II are drawn to a method of making a non-volatile memory cell. The two Groups of claims include subject matters that are classified commonly in class 438. Under such circumstances, the Examiner is encouraged to maintain all claims in the same application.

See, MPEP § 803.

Early and favorable consideration of this application are earnestly solicited.

Respectfully submitted,

By:   
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